



PATENT  
Attorney Docket No. 102.0003-04000  
Customer No. 22882  
Express Mail No. ET371606009US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Gary Karlin Michelson, M.D.

Serial No.: 09/626,636

Filed: July 27, 2000

For: APPARATUS AND METHOD OF  
INSERTING SPINAL IMPLANTS

Confirmation No. 6124

Group Art Unit: 3731

Examiner: U. Ho

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**AMENDMENT**

In reply to the restriction requirement dated July 25, 2003, Applicant provisionally

elects to prosecute claims 172-184, 190-195, 201, 202, 207-226, 237, and 238 drawn to

10/07/2003 DEBROOKS 00000001 501068 09626636

01 FC:1251 Species 1, Figs. 4-10. In addition, please amend the application as follows:

**Amendments to the Title** begin on page 2 of this paper.

**Amendments to the Claims** are reflected in the listing of claims which begins on  
page 3 of this paper.

**Remarks** begin on page 11 of this paper.

**Amendments to the Title:**

Please replace the title with the following amended title:

A GUARD FOR USE IN PERFORMING HUMAN INTERBODY SPINAL  
SURGERY APPARATUS AND METHOD OF INSERTING SPINAL IMPLANTS